

PUBLIC CHAPTER NO. 978

HOUSE BILL NO. 831

By Representatives Swafford, DuBois

Substituted for: Senate Bill No. 359

By Senators Raymond Finney, Crowe, Kurita, Burks

AN ACT to amend Tennessee Code Annotated, Title 55, Chapter 10, Part 4, relative to the offense of driving under the influence of an intoxicant and the consequences of so driving.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 55-10-403, is amended by deleting subsection (c)(1) and substituting instead the following:

(c)

(1)

(A)

(i) Participation in an alcohol and drug safety DUI school; and/or a drug offender school program, if available; and

(ii) A drug and alcohol assessment or treatment; or

(iii) If the court deems it appropriate and the service is available, both a drug and alcohol assessment and treatment, with the cost of such service being paid as provided in subsection (c)(4); or

(B) In lieu of or in addition to the requirements of subdivision (1)(A), the judge may order the offender to attend a victims impact panel program if such a program is offered in the county where the offense occurs, and, if the court finds the offender has the ability to pay, to pay a fee of not less than twenty-five dollars (\$25.00) nor more than fifty dollars (\$50.00), as determined by the governing authority of the program and approved by the sentencing

judge, to the program to offset the cost of participation by the offender; or

SECTION 2. This act shall take effect July 1, 2008, the public welfare requiring it.

PASSED: May 7, 2008


JIMMY NAIFEH, SPEAKER
HOUSE OF REPRESENTATIVES


RON RAMSEY, SPEAKER
SENATE OF THE SENATE

APPROVED this 21st day of May 2008


PHIL BREDESEN, GOVERNOR